

**UNITED STATES OF AMERICA  
JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**

CHAIRMAN:  
Judge Wm. Terrell Hodges  
United States District Court  
Middle District of Florida

MEMBERS:  
Judge John F. Keenan  
United States District Court  
Southern District of New York

Judge Robert L. Miller, Jr.  
United States District Court  
Northern District of Indiana

**DIRECT REPLY TO:**

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NOV 25 2005

**U.S. DISTRICT  
EASTERN DISTRICT**

Judge D. Lowell Jensen  
United States District Court  
Northern District of California

Judge Kathryn H. Vratil  
United States District Court  
District of Kansas

Judge J. Frederick Motz  
United States District Court  
District of Maryland

Judge David R. Hansen  
United States Court of Appeals  
Eighth Circuit

November 21, 2005

Richard W. Wieking, Clerk  
Phillip Burton U.S. Courthouse  
Box 36060  
450 Golden Gate Avenue  
San Francisco, CA 94102-3489

Re: MDL-1699-- In re Bextra and Celebrex Marketing, Sales Practices and Products Liability Litigation

(See Attached CTO- 3)

Dear Mr. Wieking:

I am enclosing a certified copy and one additional copy of a conditional transfer order filed by the Panel in the above-captioned matter on November 3, 2005. As stipulated in Rule 7.4(a) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), transmittal of the order has been stayed 15 days to give any party an opportunity to oppose the transfer. The 15-day period has now elapsed, no opposition was received, and the order is directed to you for filing.

The Panel's governing statute, 28 U.S.C. §1407, requires that the transferee clerk "...transmit a certified copy of the Panel's order to transfer to the clerk of the district court from which the action is being transferred."

A list of involved counsel is attached.

Very truly,

Michael J. Beck  
Clerk of the Panel

By *Dana L. Stewart*  
Deputy Clerk

**Attachment**

cc: Transferee Judge: Judge Charles R. Breyer  
Transferor Judge: (See Attached List of Judges)  
Transferor Clerk: (See Attached List of Clerks)

NOV - 3 2005

FILED  
CLERK'S OFFICE

**DOCKET NO. 1699**

***BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION***

***IN RE BEXTRA AND CELEBREX MARKETING, SALES PRACTICES AND  
PRODUCTS LIABILITY LITIGATION***

***(SEE ATTACHED SCHEDULE)***

***CONDITIONAL TRANSFER ORDER (CTO-3)***

On September 6, 2005, the Panel transferred 30 civil actions to the United States District Court for the Northern District of California for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. Since that time, 100 additional actions have been transferred to the Northern District of California. With the consent of that court, all such actions have been assigned to the Honorable Charles R. Breyer.

It appears that the actions on this conditional transfer order involve questions of fact which are common to the actions previously transferred to the Northern District of California and assigned to Judge Breyer.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Northern District of California for the reasons stated in the order of September 6, 2005, \_\_\_ F. Supp. 2d \_\_\_ (J.P.M.L. 2005), and, with the consent of that court, assigned to the Honorable Charles R. Breyer.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Northern District of California. The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

Michael J. Beck

Michael J. Beck  
Clerk of the Panel

Inasmuch as no objection is  
pending at this time, the  
stay is lifted.

NOV 21 2005

CLERK'S OFFICE  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

**SCHEDULE CTO-3 - TAG-ALONG ACTIONS**  
**DOCKET NO. 1699**  
**IN RE BEXTRA AND CELEBREX MARKETING, SALES PRACTICES AND**  
**PRODUCTS LIABILITY LITIGATION**

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>	
<b>ALABAMA MIDDLE</b>		
<del>ALM 2 05-824</del>	<del>Katie Thomas v. Pfizer, Inc., et al.</del>	Opposed 11/18/05
<del>ALM 2 05-832</del>	<del>Rosa M. Nelson v. Pfizer, Inc., et al.</del>	Opposed 11/18/05
<del>ALM 2 05-841</del>	<del>Ozzie Jackson v. Pfizer, Inc., et al.</del>	Opposed 11/18/05
<del>ALM 2 05-941</del>	<del>William Randolph Hall, Sr., etc. v. Pfizer, Inc., et al.</del>	Opposed 11/18/05
<b>ALABAMA NORTHERN</b>		
ALN 4 05-2041	Kimberly Campbell, etc. v. Pfizer, Inc., et al.	
ALN 7 05-1280	Samanthia Russell v. G.D. Searle, LLC, et al.	
<b>ALABAMA SOUTHERN</b>		
ALS 2 05-542	Ann Beverly, etc. v. Pfizer, Inc., et al.	
<b>ARKANSAS EASTERN</b>		
ARE 4 05-1279	Claude Griffin v. Pfizer, Inc.	
<b>FLORIDA MIDDLE</b>		
FLM 6 05-1425	Diane Marshall, etc. v. Pfizer, Inc., et al.	
<b>FLORIDA SOUTHERN</b>		
FLS 1 05-22483	Joan H. Grimsley v. Pfizer, Inc.	
<b>ILLINOIS SOUTHERN</b>		
ILS 3 05-706	Juanita Allen, et al. v. Pfizer, Inc., et al.	
<b>KANSAS</b>		
KS 2 05-2337	Elizabeth Winlaw, etc. v. Pharmacia & Upjohn Co., et al.	
<b>KENTUCKY WESTERN</b>		
<del>KYW 3 05-598</del>	<del>Roger G. Ewing v. Pfizer, Inc.</del>	Opposed 11/17/05
KYW 5 05-193	James Hill v. Pfizer, Inc.	
<b>LOUISIANA EASTERN</b>		
LAE 2 05-1873	Albert Stockfelt, et al. v. Pfizer, Inc.	
LAE 2 05-2114	Sandy Kenny v. Pfizer, Inc.	
LAE 2 05-2138	Ronald P. Lockwood v. Pfizer, Inc.	
<del>LAE 2 05-2436</del>	<del>Raymond Audier, et al. v. Pfizer, Inc., et al.</del>	Opposed 11/21/05
LAE 2 05-3669	Philip Burnson, Jr., et al. v. Pfizer, Inc.	
LAE 2 05-3977	Charles C. Foti, Jr., et al. v. Pfizer, Inc.	
LAE 2 05-4214	Cafray Richard, et al. v. Pfizer, Inc.	
<b>MINNESOTA</b>		
MN 0 05-2306	Margaret Allen, et al. v. Pfizer, Inc.	
MN 0 05-2326	Robert Wilson v. Pfizer, Inc.	

DIST. DIV. C.A. #CASE CAPTION

## MISSOURI EASTERN

MOE 1 05-165 LMB	Vernice T. Brasher v. Pfizer, Inc., et al.	
MOE 4 05-1302 CAS	Vern Bowers v. Pfizer, Inc., et al.	Opposed 11/18/05
MOE 4 05-1343 SNL	Donald Cross, et al. v. G.D. Searle, LLC, et al.	
MOE 4 05-1601 HEA	Leo L. Koester, et al. v. Pfizer, Inc., et al.	
MOE 4 05-1602 CAS	Georgette Asbury v. Pharmacia Corp., et al.	Opposed 11/21/05
MOE 4 05-1603 CAS	Brenda Bryan v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1604 CEJ	Frances D. Bangs v. Pharmacia Corp., et al.	Opposed 11/21/05
MOE 4 05-1605 ERW	J.C. Bunch v. Pharmacia Corp., et al.	Opposed 11/21/05
MOE 4 05-1606 ERW	Kathy Dimick v. Pharmacia Corp., et al.	Opposed 11/21/05
MOE 4 05-1607 HEA	Maria Harper v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1608 CEJ	Beverly Mitchell v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1609 CDP	Sonja Mooberry v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1610 ERW	Helen Zdrakovich v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1611 CDP	Jewell Allen v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1612 ERW	John Deaber v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1613 ERW	Leonard Berry v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1614 HEA	Rogelio Caldera v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1615 CAS	Sybil Ball v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1617 CAS	Henry Cooper v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1619 CDP	Eugene Clervi v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1620 CAS	Alberta Cox v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1621 ERW	Linda Douglas v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1622 CEJ	Robert Gordon v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1623 CAS	Betty Jo Green v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1624 CAS	Hazel Humphrey v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1625 HEA	Rudcan Hurt v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1626 ERW	Robert Kraemer v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1627 CAS	Brenda Mahone v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1628 CEJ	Leonard Mask v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1629 CAS	Dolores McNearney v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1630 ERW	Daniel Moser v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1631 CEJ	Dolly Peterson v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1632 CEJ	Lilly Pierce v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1633 CDP	Timothy Tarpley v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1634 CEJ	William Washington v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1635 HEA	Helen Webb v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1636 CDP	Raymond Winn v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1637 HEA	Jack Backowski v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1638 CEJ	Sandy Jeffers v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1639 HEA	Billy Tarlton Lafoon, Jr. v. Pharmacia Corp., et al.	Opposed 11/21/05
MOE 4 05-1640 CEJ	Patty Welch v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1641 HEA	Teresa Whittedge v. G.D. Searle, LLC, et al.	Opposed 11/21/05
MOE 4 05-1642 CDP	Donna Alubur v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1643 CEJ	Sharlene Border v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1644 CAS	Charles Bruun v. G.D. Searle, LLC, et al.	Opposed 11/21/05
MOE 4 05-1645 CEJ	Tireta Johnson v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1646 CAS	Tina McCoy v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1647 HEA	Evelina Anderson, et al. v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1648 ERW	Deborah Caywood, et al. v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1649 HEA	Don Stobbe v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1650 ERW	Stephanie Shearer v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1651 HEA	John Cogle v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1652 CEJ	Thomas DeVault v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1653 CEJ	James Dougan v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1654 ERW	Margaret Hamilton v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1655 ERW	Wanda Newport v. Monsanto Co., et al.	Opposed 11/21/05

DIST. DIV. C.A. #CASE CAPTION

MOE 4 05-1656	<del>HEA</del>	Phyllis Taylor v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1657	<del>CDP</del>	Thomas Nolan v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1658	<del>ERW</del>	Barbara Singleton v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1659	<del>ERW</del>	Judy McRoberts v. Pfizer, Inc., et al.	Opposed 11/21/05
MOE 4 05-1660	<del>CEJ</del>	Carol Snowbarger v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1661	<del>HEA</del>	William Stutz v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1662	<del>CEJ</del>	Margaret White v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1663	<del>CDP</del>	Edward Wilt v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1664	<del>CDP</del>	Ardella Heckman v. Monsanto Co., et al.	Opposed 11/21/05
MOE 4 05-1774	RWS	Tresa J. Abney v. Pfizer, Inc., et al.	

## MISSOURI WESTERN

MOW 2 05-4314	Linda M. Salas v. Pfizer, Inc.
MOW 4 05-855	William Banning, et al. v. Pfizer, Inc.
MOW 4 05-856	Mary McKinney v. Pfizer, Inc.
MOW 4 05-857	Phillip Kanngiesser, et al. v. Pfizer, Inc.
MOW 4 05-858	John Ryan, et al. v. Pfizer, Inc.
MOW 4 05-958	Maisie Cavanah, et al. v. Pfizer, Inc.
MOW 4 05-959	Barbara Goddard, et al. v. Pfizer, Inc.
MOW 6 05-3455	Ron M. Lipe v. Pfizer, Inc., et al.

## MISSISSIPPI SOUTHERN

MSS 1 05-256	Kathleen Cote, etc. v. G.D. Searle, LLC, et al.
MSS 1 05-397	Margaret Stockert v. Pharmacia Corp., et al.
MSS 2 03-247	Leona McFarland, et al. v. Merck & Co., Inc., et al.
MSS 2 03-249	Bettye J. Magee, et al. v. Merck & Co., Inc., et al.
MSS 2 05-128	Hugh Rankin Collins, et al. v. Pharmacia Corp., et al.
MSS 5 05-65	Velma L. Lee v. Pfizer, Inc.
MSS 5 05-110	Ernest Lee Pennebaker, Jr. v. Pfizer, Inc.

## NEW JERSEY

NJ 2 05-3744	Roseanne Sachs, et al. v. Pfizer, Inc.
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## NEW YORK SOUTHERN

NYS 1 05-7542	Cheryl Benford, et al. v. Pfizer, Inc.
NYS 1 05-7543	Toni Skinner, et al. v. Pfizer, Inc.
NYS 1 05-7544	Ronald Lipe, et al. v. Pfizer, Inc.
NYS 1 05-8030	Henry Routh, et al. v. Pfizer, Inc., et al.
NYS 1 05-8097	Maryann Sweeney, etc. v. Pfizer, Inc.
NYS 1 05-8491	Marla Murphy v. Pfizer, Inc.

## OREGON

OR 3 05-1517	Linda Armstrong, et al. v. Pfizer, Inc.
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## PENNSYLVANIA WESTERN

PAW 1 05-270	Priscilla M. Chetoni, et al. v. Pfizer, Inc.
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## TEXAS EASTERN

TXE 1 05-641	Gerald Russell, et al. v. Pfizer, Inc.
TXE 1 05-671	Martha Ward v. Pfizer, Inc., et al.
TXE 1 05-672	James W. Betz, etc. v. Pfizer, Inc., et al.
TXE 2 05-425	Donald Lynn Browne, et al. v. Pfizer, Inc.
TXE 6 05-358	Mary Beth Hooper, etc. v. Pfizer, Inc., et al.

## TEXAS NORTHERN

TXN 3 05-736	Judy Jones, et al. v. Pfizer, Inc., et al.
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**DIST. DIV. C.A. #**

**CASE CAPTION**

**TEXAS SOUTHERN**

TXS 7 05-149

Santos Villarreal Layton v. Dario Arango, M.D., et al.

**TEXAS WESTERN**

TXW 1 05-411

TXW 5 05-796

Robert Eugene German, et al. v. Pfizer, Inc.

Sylvester Torres v. G.D. Searle & Co., et al.

**UTAH**

UT 1 05-93

Dennis P. Jensen v. Pfizer, Inc.

**INVOLVED COUNSEL LIST (CTO-3)**  
**DOCKET NO. 1699**  
**IN RE BEXTRA AND CELEBREX MARKETING, SALES PRACTICES AND**  
**PRODUCTS LIABILITY LITIGATION**

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IN RE BEXTRA AND CELEBREX MARKETING, SALES PRACTICES AND  
PRODUCTS LIABILITY LITIGATION**

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